

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

IN RE

CAPITAL ONE TELEPHONE

CONSUMER PROTECTION ACT

LITIGATION

Master Docket No. 1:12-cv-10064

MDL No. 2416

This document relates to:

ANGELA W. ESPOSITO, as Chapter 7

Trustee of the estate of MARTIN G.

GIDDENS and KELLEY D. GIDDENS,

v.

CAPITAL ONE BANK (USA), N.A.

Case No: 1:12-CV-10126

JOINT STIPULATION TO DISMISS WITH PREJUDICE

Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, the parties to the above-captioned action, through their respective attorneys, hereby stipulate and agree that the action be dismissed in its entirety, with prejudice, each Party shall bear their own attorneys' fees and costs.

Respectfully submitted,

Respectfully submitted,

/s/ Gus M. Centrone

(with consent)

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CERTIFICATE OF SERVICE

I certify that on April 25, 2013, a copy of the foregoing **STIPULATION TO DISMISS WITH PREJUDICE** was filed electronically. Notice of this filing will be sent to all counsel of record by operation of the Court's electronic filing system.

By: /s/ Erin L. Hoffman

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